8.10.2007 Present: Mr. J.L.Bhardwaj, counsel for the petitioner.

Mr. M.S.Chandel, AG with Mr. R.M.Bisht, Dy.AG, for respondents 1 to 4.

CWP No. 709 of 2007.

The grievance of the petitioner in this petition is that respondent No.5 has got wrong date of birth entered in his service record. According to the petitioner, the actual date of birth of respondent No. 5 is 18.4.1945 as reflected in the school leaving certificate, copy of which is attached as Annexure P2 to the petition. It is averred that the respondent No.5 by giving his false date of birth is continuing in service though he has crossed the age of superannuation.

The respondent- State has submitted that on receipt of the complaint, preliminary inquiry was got conducted from the Assistant Chief Conservator of Forests who actually found that the date of birth of respondent No.5 recorded in the Gram Panchayat is of the year 1943. Therefore, a memorandum has been issued to respondent No.5 proposing to hold inquiry under Rule 14 of the Central Civil Services (Classification, Control and Appeal) Rules, 1965.

As far as Annexure P2 is concerned, the stand of respondent No.5 is that he is totally illiterate and has never studied in any school and the Annexure P2 does not pertain to him.

Be that as it may, it is apparent that the inquiry which has been started by respondents 1 to 3 against respondent No.5 must be taken to its logical conclusion at the earliest.

Accordingly, we dispose of the present writ petition directing respondents 1 to 4 that the inquiry against respondent No.5 proposed vide memo dated 8.1.2007 wherein the Inquiry Officer was appointed vide order dated 3.2.2007 be completed latest by 31.1.2008. Further disciplinary action, if any, be positively completed by 31st March, 2008.

Any party aggrieved by the result of the Inquiry can take appropriate remedial action.

(Deepak Gupta),J.

October 8, 2007. (V.K.Ahuja), J.

s.

CWP No. 899/07

8.10.2007 Present: Mr. V.D. Khidta, vice counsel for the petitioner.

Mr. M.S.Chandel, AG with Mr. R.M.Bisht, Dy. AG for respondents 1 & 2.

CMP No.2613/07

The application is allowed and the time as prayed for is extended upto 30.11.2007. List thereafter.

(Deepak Gupta), J.

October 8, 2007. (V.K.Ahuja), J.

s.

CWP No.996/07

8.10.2007 Present: Mr. J.S.Bhogal, Sr.Advocate with Mr. Ajay Mohan Goel, counsel for the petitioners.

Mr. M.S.Chandel, AG with Mr. R.M.Bisht, Dy. AG for respondents 1, 2 , 4 & 6.

Mr. Ravinder Thakur, Central Govt. Counsel for respondent No.3.

Mr. Sunit Goel ,counsel for respondent No.5.

Mr. Anand Sharma, counsel for respondent No.7.

Replies have been filed by all the respondents except respondent No.3. Mr. Ravinder Thakur, prays for and is allowed two weeks time to file reply on behalf of respondent No.3 to the writ petition. Rejoinder to all the replies be filed within two weeks thereafter. List on 14.11.2007.

(Deepak Gupta), J.

October 8, 2007. (V.K.Ahuja), J.

s.

CWP No.912/07

8.10.2007 Present: Mr. J.S.Bhogal, Sr.Advocate with Mr. Ajay Mohan Goel, counsel for the petitioners.

Mr. M.S.Chandel, AG with Mr. R.M.Bisht, Dy. AG for respondents 1, 2 , 4 & 6.

Mr. Ravinder Thakur, Central Govt. Counsel for respondent No.3.

Mr. Sunit Goel ,counsel for respondent No.5.

Mr. Anand Sharma, counsel for respondent No.7.

Replies have been filed by all the respondents except respondent No.3. Mr. Ravinder Thakur, prays for and is allowed two weeks time to file reply on behalf of respondent No.3 to the writ petition. Rejoinder to all the replies be filed within two weeks thereafter. List on 14.11.2007.

(Deepak Gupta), J.

October 8, 2007. (V.K.Ahuja), J.

s.

CWP No. 391 of 2006.

8.10.2007 Present: Mr. R.D.Kaundal, counsel for the petitioner.

Mr. M.S.Chandel, AG with Mr. R.M.Bisht, Dy.AG for respondents 1 & 3.

Mr. Ajay Mohan Goel, counsel for respondent No.4.

Mr. Sunit Goel, counsel for respondent No.2.

On 12.12.2006, eight weeks time was granted to the petitioner to file the rejoinder but till date no rejoinder has been filed.

Learned counsel for the petitioner prays for one last opportunity to file the rejoinder. Four weeks time is granted to the petitioner to file the rejoinder subject to payment of costs of Rs.1000/-. The costs be deposited in the H.P. High Court Advocates Welfare Fund.

(Deepak Gupta), J.

October 8, 2007. (V.K. Ahuja), J.

s.

CWP No.1372/06

8.10.2007 Present: Mr. Ajay Sharma, counsel for the petitioner.

Mr. M.S.Chandel, AG with Mr. R.M.Bisht, Dy.AG for respondents 1 & 2.

At the request of learned counsel for the petitioner, list after three weeks.

(Deepak Gupta),J.

October 8, 2007. (V.K.Ahuja), J.

s.